

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	10/628,599
Filing Date	07/28/2003
First Named Inventor	ROBINSON
Art Unit	
Examiner Name	
Attorney Docket Number	CG-1049CIP (CG-1117)

Total Number of Pages in This Submission

ENCLOSURES (Check all that apply)

- | | | |
|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Fee Attached
<input type="checkbox"/> Amendment/Reply
<input type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s)
<input type="checkbox"/> Extension of Time Request
<input type="checkbox"/> Express Abandonment Request
<input checked="" type="checkbox"/> Information Disclosure Statement
<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Response to Missing Parts/
Incomplete Application
<input type="checkbox"/> Response to Missing Parts
under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)
<input type="checkbox"/> Licensing-related Papers
<input type="checkbox"/> Petition
<input type="checkbox"/> Petition to Convert to a
Provisional Application
<input type="checkbox"/> Power of Attorney, Revocation
Change of Correspondence Address
<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Request for Refund
<input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance communication
to Technology Center (TC)
<input type="checkbox"/> Appeal Communication to Board
of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Other Enclosure(s) (please
Identify below):
RETURN POSTCARD |
|---|--|---|

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	JAMES E. COLE, REG. NO. 50,530
Signature	
Date	10/22/2003

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	LYNN MINTON		
Signature		Date	10/22/2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK
OFFICE

Alexandria, VA, United States of America

In re Application of	Robinson et al.
Serial No.:	10/628,599
Filed:	07/28/2003
For:	Closure for a Retort Processed Container Having a Peelable Seal

INFORMATION DISCLOSURE STATEMENT UNDER 1.97(b)

Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 CFR §1.56, the references listed below are being brought to the attention of the Examiner for consideration in connection with the examination of the above identified patent application. A copy of the cited references is enclosed.

U.S. REFERENCES CITED:

<u>Patent</u>	<u>Inventor</u>	<u>Date</u>
2002/0162818	Williams	November 7, 2002
6,276,543	German et al.	August 21, 2001
6,265,083	Tanizaki et al.	July 24, 2001
6,235,822	Whetten et al.	May 22, 2001
6,231,975	Kong et al.	May 15, 2001
6,202,871	Kelly	March 20, 2001
5,997,968	Dries et al.	December 7, 1999

<u>Patent</u>	<u>Inventor</u>	<u>Date</u>
5,992,661	Zumbuhl	November 30, 1999
5,973,077	Kan et al.	October 26, 1999
5,882,789	Jones et al.	March 16, 1999
5,851,640	Schuhmann et al.	December 22, 1998
5,837,369	Grunberger et al.	November 17, 1998
5,785,195	Zwemer et al.	July 28, 1998
5,773,136	Alder et al.	June 30, 1998
5,626,929	Stevenson	May 6, 1997
5,533,622	Stockley III et al.	July 9, 1996
5,500,265	Ambroise et al.	March 19, 1996
5,492,757	Schuhmann et al.	February 20, 1996
5,447,792	Brandt et al.	September 5, 1995
5,302,442	O'Brien et al.	April 12, 1994
5,178,293	Suzuki et al.	January 12, 1993
5,175,035	Pinsolle et al.	December 29, 1992
5,160,767	Genske et al.	November 3, 1992
5,151,317	Bothe	September 29, 1992
5,110,642	Genske	May 5, 1992
5,093,164	Bauer et al.	March 3, 1992
5,092,469	Takata et al.	March 3, 1992
5,071,686	Genske et al.	December 10, 1991
5,069,355	Matuszak	December 3, 1991
5,061,532	Yamada	October 29, 1991
5,023,121	Pockat et al.	June 11, 1991
5,011,719	Gehrke et al.	April 30, 1991
5,006,384	Genske	April 9, 1991
5,002,811	Bauer et al.	March 26, 1991
4,896,783	Leoncavallo et al.	January 30, 1990
4,894,266	Bauer et al.	January 16, 1990
4,881,649	Hsu et al.	November 21, 1989
4,842,951	Yamada et al.	June 27, 1989
4,722,447	Crisci	February 2, 1988
4,705,188	Rahn	November 10, 1987
4,638,913	Howe, Jr.	January 27, 1987
4,625,875	Carr et al.	December 2, 1986
4,392,579	Uhlig et al.	July 12, 1983
4,358,919	Hirota et al.	November 16, 1982
4,280,653	Elias	July 28, 1981
3,879,492	Bontinick	April 22, 1975

FOREIGN REFERENCES CITED:

Patent
WO 90/09935

Patentee or Applicant
Minnesota Mining and
Manufacturing

Date
September 7, 1990

Certification Under 37 CFR §1.97(b)

This information is being submitted before a first Office Action on the merits. As such, no fee is due for its submission.

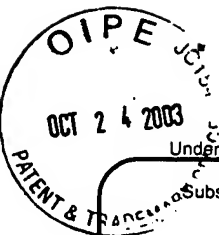
Respectfully submitted,



James E. Cole, Reg. No. 50,530
MIDDLETON REUTLINGER
2500 Brown & Williamson Tower
Louisville, Kentucky 40202
ph. (502) 584-1135

Date: October 22, 2003

Encl: Form PTO/SB/21; PTO/SB/08A (including a copy of the references); Return postcard for evidencing receipt of above items



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 3

Complete if Known

Application Number	10/628,599
Filing Date	07/28/2003
First Named Inventor	ROBINSON
Art Unit	
Examiner Name	
Attorney Docket Number	CG-1049CIP (CG-1117)

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 2002/0162818	11-07-2002	WILLIAMS	
		US- 6,276,543	08-21-2001	GERMAN et al.	
		US- 6,265,083	07-24-2001	TANIZAKI et al.	
		US- 6,235,822	05-22-2001	WHETTEN et al.	
		US- 6,231,975	05-15-2001	KONG et al.	
		US- 6,202,871	03-20-2001	KELLY	
		US- 5,997,968	12-07-1999	DRIES et al.	
		US- 5,992,661	11-30-1999	ZUMBUHL	
		US- 5,973,077	10-26-1999	KAN et al.	
		US- 5,882,789	03-16-1999	JONES et al.	
		US- 5,851,640	12-22-1998	SCHUHMANN et al.	
		US- 5,837,369	11-17-1998	GRUNBERGER et al.	
		US- 5,785,195	07-28-1998	ZWEMER et al.	
		US- 5,773,136	06-30-1998	ALDER et al.	
		US- 5,626,929	05-06-1997	STEVENSON	
		US- 5,533,622	07-09-1996	STOCKLEY, III et al.	
		US- 5,500,265	03-19-1996	AMBROISE et al.	
		US- 5,492,757	02-20-1996	SCHUHMANN et al.	
		US- 5,447,792	09-05-1995	BRANDT et al.	

FOREIGN PATENT DOCUMENTS

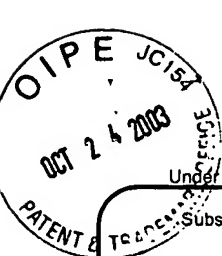
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	WO	90/099335	09-07-1990	Minnesota Mining and Manufacturing Company		

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet **2**of **3****Complete if Known**

Application Number	10/628,599
Filing Date	07/28/2003
First Named Inventor	ROBINSON
Art Unit	
Examiner Name	
Attorney Docket Number	CG-1049CIP (CG-1117)

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 5,302,442	04-12-1994	O'BRIEN et al.	
		US- 5,178,293	01-12-1993	SUZUKI et al.	
		US- 5,175,035	12-29-1992	PINSOLLE et al.	
		US- 5,160,767	11-03-1992	GENSKE et al.	
		US- 5,151,317	09-29-1992	BOTHE	
		US- 5,110,642	05-05-1992	GENSKE	
		US- 5,093,164	03-03-1992	BAUER et al.	
		US- 5,092,469	03-03-1992	TAKATA et al.	
		US- 5,071,686	12-10-1991	GENSKE et al.	
		US- 5,069,355	12-03-1991	MATUSZAK	
		US- 5,061,532	10-29-1991	YAMADA	
		US- 5,023,121	06-11-1991	POCKAT et al.	
		US- 5,011,719	04-30-1991	GEHRKE et al.	
		US- 5,006,384	04-09-1991	GENSKE	
		US- 5,002,811	03-26-1991	BAUER et al.	
		US- 4,896,783	01-30-1990	LEONCAVALLO et al.	
		US- 4,894,266	01-16-1990	BAUER et al.	
		US- 4,881,649	11-21-1989	HSU et al.	
		US- 4,842,951	06-27-1989	YAMADA et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

PTO/SB/08A (08-03)